

## COUNCIL and COMMITTEE SESSION SUMMARY

**Wednesday, January 14, 2009 - Tuesday, January 27, 2009**

*This summary is not intended to be the official record of the Council –  
Official minutes are available for that purpose in the Office of Legislative Information Services*

|                |                                                                                                                                            |                                                              |
|----------------|--------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------|
| <b>ED</b>      | <b>9:30 AM - 7CHR To be televised live on County Cable Montgomery</b>                                                                      |                                                              |
| <b>Jan 15</b>  | (1) • OLO Report 2008-8, Understanding Class Size Trends in Montgomery County Public Schools ( <i>continued</i> ) (Bonner-Tompkins/Downie) | Discussion                                                   |
|                | (2) • Briefing by MCPS - Class size (McGuire)                                                                                              | Briefing                                                     |
|                | (3) • MCPS Quarterly Financial Report (McGuire)                                                                                            | Discussion                                                   |
|                | (4) • Special appropriation -MCPS - \$3,002,000 for Emergency Repairs (McGuire)                                                            | Recommended approval                                         |
|                | (5) • Resolution regarding MCPS transfer of \$523,000 for Emergency Repairs (McGuire)                                                      | Recommended approval                                         |
| <b>MFP</b>     | <b>2:00 PM - 7CHR</b>                                                                                                                      |                                                              |
| <b>Jan 15</b>  | (1) • <b>Expedited Bill 36-08</b> , Personnel - Retirement - Technical Amendments (Drummer)                                                | Recommended approval                                         |
|                | (2) • Discussion - Spending affordability calculations ( <i>continued</i> )(Sherer)                                                        | Discussion                                                   |
|                | (3) • Technology modernization (Toregas)                                                                                                   | Discussion                                                   |
|                | (4) • Quarterly Review - Comcast, RCN, and Verizon Customer Service (Toregas)                                                              | Discussion                                                   |
|                | (5) • Cable performance score card (Toregas)                                                                                               | Discussion                                                   |
| <b>PHED</b>    | <b>2:00 PM - 5CCR</b>                                                                                                                      |                                                              |
| <b>Jan 15</b>  | (1) • Status report - Housing Initiative Fund (HIF) (McMillan)                                                                             | Received Report                                              |
|                | (2) • <b>Bill 38-07</b> , Moderately Priced Dwelling Units (MPDU) - Amendments (Faden/McMillan)                                            | Deferred                                                     |
|                | (3) • <b>Bill 13-07</b> , Moderately Priced Dwelling Units (MPDU) - Amendments (Faden/McMillan)                                            | Deferred                                                     |
|                | (4) • Little Bennett Park - Bike Trails (Michaelson)                                                                                       | Discussion                                                   |
|                | (5) • Update - Zoning Ordinance re-write (Zyontz)                                                                                          | Received Update                                              |
| <b>PS/MFP</b>  | <b>9:00 AM - 7CHR To be televised live on County Cable Montgomery</b>                                                                      |                                                              |
| <b>Jan 22</b>  | (1) • <b>Bill 37-08</b> , Personnel - Disability Retirement - Amendments (Drummer)                                                         | Worksession; to be continued 2/19/09                         |
|                | (2) • Public Safety Communications System (Toregas)                                                                                        | Discussion                                                   |
|                | (3) • IJIS (Toregas)                                                                                                                       | Discussion                                                   |
| <b>PS</b>      | <b>11:15 AM - 7CHR</b>                                                                                                                     |                                                              |
| <b>Jan 22</b>  | (1) • Volunteer participation in four-person staffing (Davidson)                                                                           | Discussion                                                   |
| <b>T&amp;E</b> | <b>2:00 PM - 7CHR To be televised live on County Cable Montgomery</b>                                                                      |                                                              |
| <b>Jan 22</b>  | (1) • Discussion - Purple Line (Orlin)                                                                                                     | Developed recommendations for Council to consider on 1/27/09 |

**Friday, January 23, 2009**

| <b>RES/ORD</b> | <b>SUBJECT</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <b>ACTION</b>       |
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| <b>T&amp;E</b> | <b>10:00 AM - 7CHR To be televised live on County Cable Montgomery</b>                                                                                                                                                                                                                                                                                                                                                                                             |                     |
| <b>Jan 23</b>  | (1) • Discussion - Purple Line ( <i>continued if needed</i> ) (Orlin)                                                                                                                                                                                                                                                                                                                                                                                              | Cancelled           |
|                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                     |
| <b>PHED</b>    | <b>2:00 PM - 5CCR</b>                                                                                                                                                                                                                                                                                                                                                                                                                                              |                     |
| <b>Jan 26</b>  | • <b>PROPOSED CLOSED SESSION</b> for the purpose of : 1) considering acquisition of real property for a public purpose and matters related directly thereto, pursuant to Maryland Code, State Government Article, §10-508 (a)(3). Topic is pending park acquisitions; and 2) to consult with counsel to obtain legal advice, pursuant to Maryland Code, State Government Article, §10-508 (a)(7). Topic is Silver Spring Civic building. (Michaelson/Ferber/Faden) | Held closed session |
|                | (1) • Update - Silver Spring Redevelopment (Ferber)                                                                                                                                                                                                                                                                                                                                                                                                                | Received update     |
|                | (2) • Community Development updates: Fenton Street Village, South Silver Spring, Wheaton, Clarksburg Historic District, West Howard Commercial area, neighborhood revitalization indicators (Davidson)                                                                                                                                                                                                                                                             | Received update     |
|                | (3) • Advanced Land Acquisition Fund (ALARF) and Building Lot Termination (BLT) programs (Michaelson)                                                                                                                                                                                                                                                                                                                                                              | Discussion          |
|                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                     |

**Monday, January 26, 2009**

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|  |                                                                  |            |
|  | (1) 12:30 <b>DISCUSSION</b> - State Legislative Program (Foster) | Discussion |
|  |                                                                  |            |

**Tuesday, January 27, 2009**

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|  |                                                                                                                                                                                                                                                                                          |                        |
|  | 9:30 <b>MOMENT OF SILENCE</b>                                                                                                                                                                                                                                                            | Held moment of silence |
|  |                                                                                                                                                                                                                                                                                          |                        |
|  | 9:35 <b>PRESENTATION</b> - Proclamation in recognition of Asian Lunar New Year Celebration by Council President Andrews and County Executive Leggett                                                                                                                                     | Proclamation presented |
|  |                                                                                                                                                                                                                                                                                          |                        |
|  | 9:40 <b>PRESENTATION</b> - Proclamation in recognition of Sherwood High School Football Team for winning State championship and Sherwood High School Senior, Solomon Haile, winner of the Foot Locker national cross-country race by Councilmember Praisner                              | Deferred               |
|  |                                                                                                                                                                                                                                                                                          |                        |
|  | 9:45 <b>GENERAL BUSINESS</b> (Lauer)                                                                                                                                                                                                                                                     |                        |
|  |                                                                                                                                                                                                                                                                                          |                        |
|  | A. <b>Announcement</b> - Agenda and Calendar Changes                                                                                                                                                                                                                                     | Noted changes          |
|  | (1.1) • The public hearing on the FY10 Capital Budget and amendments to FY09-14 Capital Improvements Program (CIP), and the WSSC's FY10-15 CIP, is scheduled for February 10, 2009 at 7:30 pm.<br><i>Persons wishing to testify should call 240-777-7931 beginning January 29, 2009.</i> |                        |
|  |                                                                                                                                                                                                                                                                                          |                        |
|  | (2) B. <b>Acknowledgement</b> - Receipt of Petitions                                                                                                                                                                                                                                     | Acknowledged petitions |
|  | C. <b>Action</b> - Approval of Minutes: December 9, 2008                                                                                                                                                                                                                                 | Approved (8y; DPa)*    |

\*y=yes; a=absent

**Tuesday, January 27, 2009**

| <b>RES/ORD</b> | <b>SUBJECT</b>                                                                                                                                                                                                                                                                                                                                                                                                                                     | <b>ACTION</b>                                                           |
|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------|
|                | (3) 9:50 <b>CONSENT CALENDAR</b>                                                                                                                                                                                                                                                                                                                                                                                                                   | Approved<br>(8y; DPa)*                                                  |
|                | <b>A. Introduction</b> - Supplemental appropriation to the County Government's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$250,000 for Bus Stop Improvements (Source: State Aid) (Orlin)                                                                                                                                                                                       | Introduced                                                              |
|                | <i>Public Hearing/Action is scheduled for 2/10/09 at 1:30 pm.</i>                                                                                                                                                                                                                                                                                                                                                                                  |                                                                         |
|                | <b>B. Introduction</b> - Resolution to amend the Ten-Year Comprehensive Solid Waste Management Plan (Levchenko)                                                                                                                                                                                                                                                                                                                                    | Introduced                                                              |
|                | <i>Public Hearing is scheduled for 2/24/09 at 1:30 pm.</i>                                                                                                                                                                                                                                                                                                                                                                                         |                                                                         |
| <b>16-824</b>  | <b>D. Action</b> - Special appropriation to the Montgomery County Public Schools' FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program for Emergency Repairs at Various Schools: (Source: G.O. Bonds) (McGuire) <ul style="list-style-type: none"> <li>• \$252,000 for HVAC Replacement</li> <li>• \$1,250,000 for Planned Lifecycle Asset Replacement (PLAR)</li> <li>• \$1,500,000 for Stormwater Management</li> </ul> | Adopted                                                                 |
|                | <i>ED Committee recommends approval.</i>                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                         |
| <b>16-825</b>  | <b>E. Action</b> - Resolution to transfer \$523,000 from Unliquidated Surplus to HVAC Replacement: MCPS, for various schools (McGuire)                                                                                                                                                                                                                                                                                                             | Adopted                                                                 |
|                | <i>ED Committee recommends approval.</i>                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                         |
|                | <b>F. Introduction</b> - Special appropriation to the MNCPPC's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program - \$87,345,000 for SilverPlace/MRO Headquarters Mixed-Use Project (Source: Certificates of Participation and Park and Planning Current Revenue) (Michaelson)                                                                                                                                          | Introduced                                                              |
|                | <i>Public Hearing is scheduled for 2/10/09 at 1:30 pm.</i>                                                                                                                                                                                                                                                                                                                                                                                         |                                                                         |
|                | <b>Add: G. Introduction</b> - Resolution to approve Spending Affordability Guidelines for FY10 Operating Budget (Sherer)                                                                                                                                                                                                                                                                                                                           | Introduced                                                              |
|                | <i>Public Hearing is scheduled for 2/3/09 at 1:30 pm.</i>                                                                                                                                                                                                                                                                                                                                                                                          |                                                                         |
| <b>16-826</b>  | <b>C. ACTION</b> - Resolution to expand the Council audit function (Farber)                                                                                                                                                                                                                                                                                                                                                                        | Removed from consent calendar;<br>Adopted as amended<br>(7y; MKn; DPa)* |

\*y=yes, n=no, a=absent

**Tuesday, January 27, 2009**

| <b>RES/ORD</b> | <b>SUBJECT</b>                                                                                                                                                                                                                                                                                                     | <b>ACTION</b>                                         |
|----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------|
|                | (4) 10:00 <b>ACTION</b> - Council recommendations on the Purple Line (Orlin)                                                                                                                                                                                                                                       | Approved as amended; joint letter to be sent to State |
|                | <i>T&amp;E Committee recommendations will be available 1/22/09.</i>                                                                                                                                                                                                                                                |                                                       |
|                | 12:30 <b>RECESS</b>                                                                                                                                                                                                                                                                                                |                                                       |
| <b>16-827</b>  | (5) 1:30 <b>PUBLIC HEARING/ACTION</b> - Supplemental appropriation to the County Government's FY09 Operating Budget, Departments of Health and Human Services and Correction and Rehabilitation - \$424,820 for Maryland Regional Gang Initiative Expansion - Gang Intervention (Source: Federal Grant) (McMillan) | Adopted (6y, DP a, VE & NF ta)*                       |
|                | (6) 1:35 <b>ACTION</b> - MFP Committee report and recommendations on spending affordability calculations for the operating budget (Sherer)                                                                                                                                                                         | Approved (8y, DP a)*                                  |
|                | 1:50 <b>DISTRICT COUNCIL SESSION</b>                                                                                                                                                                                                                                                                               |                                                       |
| <b>16-828</b>  | (7) A. <b>Action</b> - Amendment to the Master Plan for Historic Preservation: Damascus-Goshen Resources (Zyontz)                                                                                                                                                                                                  | Adopted (8y, DP a)*                                   |
|                | 2:00 <b>LEGISLATIVE SESSION Day # 4</b>                                                                                                                                                                                                                                                                            |                                                       |
|                | A. Approval of Legislative Journal: December 9, 2008 (Lauer)                                                                                                                                                                                                                                                       | Approved (8y, DP a)*                                  |
|                | B. Introduction of Bills                                                                                                                                                                                                                                                                                           |                                                       |
|                | (7.1) • <b>Expedited Bill 2-09</b> , Property Tax Credit - Renewable Energy - Amendments, sponsored by Councilmember Berliner (Mihill) <b>**Councilmember Leventhal added as a co sponsor**</b>                                                                                                                    | Introduced                                            |
|                | C. Call of Bills for Final Reading                                                                                                                                                                                                                                                                                 |                                                       |
|                | (8) • <b>Bill 27-08</b> , Motor Vehicles and Traffic - Parking Regulations - Commercial Vehicles, Recreational Vehicles, and Buses (Drummer)                                                                                                                                                                       | Enacted (8y, DP a)*                                   |
|                | <i>PS Committee recommends approval with amendments.</i>                                                                                                                                                                                                                                                           |                                                       |
|                | (9) • <b>Bill 15-08</b> , Building Permit - Notice (Zyontz)                                                                                                                                                                                                                                                        | Deferred                                              |
|                | <i>PHED Committee recommends disapproval.</i>                                                                                                                                                                                                                                                                      |                                                       |
|                | (10) • <b>Expedited Bill 36-08</b> , Personnel - Retirement - Technical Amendments (Drummer)                                                                                                                                                                                                                       | Enacted (8y, DP a)*                                   |
|                | <i>MFP Committee recommends approval.</i>                                                                                                                                                                                                                                                                          |                                                       |
|                | (11) 3:00 <b>BRIEFING by WSSC</b> - River Road water main break and water main monitoring and maintenance/replacement issues (Levchenko)                                                                                                                                                                           | Received briefing                                     |

\*y=yes, a=absent, ta=temporarily absent

**Tuesday, January 27, 2009**

| <b>RES/ORD</b> | <b>SUBJECT</b>                                                                 | <b>ACTION</b>                                             |
|----------------|--------------------------------------------------------------------------------|-----------------------------------------------------------|
|                |                                                                                |                                                           |
|                | 4:00 <b>ADJOURN</b>                                                            |                                                           |
|                |                                                                                |                                                           |
|                | (12) 7:30 <b>COMMUNITY FORUM</b> on Ways to Reduce Next Year's Budget (Farber) | Postponed until February 3, 2009 at 1:30 p.m. & 7:30 p.m. |